

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

ELIZABETH M. KELLER,

Plaintiff,

VS.

**BALANCE RECOVERY NETWORK,
INC., d/b/a Hartman & Associates, Inc.,**

Defendant.

8:09CV9

SCHEDULING ORDER

This case is before the magistrate judge for full pretrial supervision. The court file shows that the defendant was served with summons on January 13, 2009. Apparently, the defendant has failed to timely answer or otherwise respond to the complaint. It remains plaintiff's duty to go forward in prosecuting the case by, for example, obtaining an entry of default and filing a motion for default judgment.

IT THEREFORE IS ORDERED that plaintiff is given until **April 1, 2009** to obtain an entry of default and file a motion for default judgment, or take other appropriate action to prosecute the case. If appropriate action is not taken, I will recommend that the case be dismissed without prejudice pursuant to [NECivR 41.1](#) for failure to prosecute.

DATED March 12, 2009.

BY THE COURT:

s/ F.A. Gossett
United States Magistrate Judge